

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 07-02-22**

Date Published: February 15, 2007
For Work Week Commencing: February 19, 2007
Commission Meeting: February 22, 2007, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Live audio feed Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio feed link on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. Central Montana Communications N2007.2.19 (Scott)

On February 5, 2007, Central Montana Communications (CMC) requested changes to its tariffs. In this filing CMC is requesting to add the unlimited minutes of long distance to be used on up to two access lines that are cross

billed, allow subscribers with a Silver bundle to add unlimited long distance to up to two access lines for \$25, and allow the subscribers to add additional lines (beyond the two included) for \$25 per line. Probable Motion: Approve CMC's filing in N2007.2.19

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2007.2.18 – MTPCS, LLC dba Chinook Wireless – Application for Designation as an Eligible Telecommunications Carrier – Discussion, direction, action on motion for protective order, other matters as necessary. (2/22/07)
2. PSC - FCC inaction on 2nd 10th circuit remand in the matter of Federal-State Joint Board on Universal Service, CC Docket No. 96-45; High-Cost Universal Service Support, WC Docket No. 05-337 – Discuss any and all matters related to the FCC's response to the 10th Circuit Court of Appeal's remand. (2/22/07)
3. D2006.12.188 – Tongue River Electric Cooperative, Inc. and Powder River Energy Corporation – Application for Approval of a Proposed Exclusive Service Agreement – Discussion, direction, action on application, other matters as necessary. (2/22/07)
4. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process, and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (2/22/07)
5. **2/23/07 8:30 a.m.** - Legislative - Discuss bills relevant to PSC mission, statutory authority, administrative process, and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (Commission Conference Room – no web audio feed) (2/23/07)

Other Meetings

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. NorthWestern Energy (NWE) D2006.10.141 (Al)

On February 12, 2007, NWE filed a motion for protective order to govern access to certain confidential information that will be provided in response to data requests. Specifically, NWE seeks protection of its state and federal income tax returns for 2003 through 2005. NWE asserts that the tax returns are confidential as a matter of federal and state law.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

Information Items All items identified below are for information only.

New Filings Received in Past Week

None received since Agenda #07-02-13